

Message Text

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PAGE 01 LONDON 02876 01 OF 02 241757Z

53

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CCO-00 CIAE-00 OTPE-00 FCC-02

INR-07 NSAE-00 OC-05 USIA-15 COME-00 BIB-01 OIC-02

SS-15 L-03 NSC-05 DODE-00 DOTE-00 FMC-02 CG-00 OFA-01

DLOS-04 ACDA-10 PM-04 NASA-02 OES-05 OMB-01 TRSE-00

AF-06 ARA-10 EA-09 NEA-10 /139 W

----- 110788

R 241749Z FEB 76

FM AMEMBASSY LONDON

TO SECSTATE WASHDC 9266

UNCLAS SECTION 01 OF 02 LONDON 02876

E.O. 11652: N/A

TAGS: PORG, ETEL, IMCO

SUBJECT: INMARSAT CONFERENCE, SECOND SESSION: DAY 10

REF: LONDON 2777

SUMMARY: CONFERENCE FINISHED ITS SECOND WEEK OF WORK IN MEETINGS ON FRIDAY, THRU THE WEEKEND AND UNTIL THE PLENARY MEETING MONDAY FORENOON. COMMITTEES I AND II AND COMMITTEE ON INTERIM ARRANGEMENTS COMPLETED MOST OF THE WORK. SOME COMMITTEE WORK REMAINS TO BE DONE, AND SOME ISSUES ARE BEING LEFT FOR RESOLUTION BY PLENARY. END SUMMARY.

1. COMMITTEE I.

A. COMMITTEE COMPLETED ADOPTION OF ARTICLES XIV, XIV BIS AND XV OF OPERATING AGREEMENT.

B. ARTICLE 11(1)(C) WAS FINALLY ADOPTED WITH A TWO-SENTENCE DESCRIPTION OF ASSEMBLY POWER TO EXPAND SYSTEM BEYOND PUBLIC TELECOMMUNICATIONS. CONSEQUENTIAL
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PAGE 02 LONDON 02876 01 OF 02 241757Z

LANGUAGE IN 14(D) WAS ALSO ADOPTED.

C. ARTICLE 5 ON OTHER SPACE SEGMENTS WAS ADOPTED AFTER NUMEROUS VOTES ON EACH PART OF US PROPOSALS. AS ADOPTED, ARTICLE EXEMPTS SYSTEMS FOR.

(1) NATIONAL SECURITY - (19-1-19 WITH SOVIETS "ABSENT" AFTEP US CALLED FOR ROLL-CALL VOTE).

(2) SYSTEMS CONTRACTED FOR, ACQUIRED PRIOR TO ENTRY INTO FORCE - (ADOPTED 11-8-20, WITH SOVIETS ABSENT).

ARTICLE 5 ADOPTED BY ROLL-CALL VOTE CALLED BY USSR; 21(US)-9(USSR)-11.

D. DEBATES ON ARTICLE 13 AND 13 BIS WERE HELD FRIDAY, SATURDAY, AND MONDAY WITH TEXT PROPOSED BY INDIA EMERGING AS TEXT TO BE CONSIDERED BY PLENARY. GEOGRAPHICAL REPRESENTATION TO BE PROVIDED FOR ALONG WITH A NUMERICAL CEILING. US DEL ENDEAVORING KEEP COUNCIL SIZE BELOW 20.

E. DISPUTE SETTLEMENT CLAUSES, 36 OF CONVENTION AND XII OF OPERATING AGREEMENT STILL NOT ADOPTED AFTER MUCH DISCUSSION AND CONFUSED VOTING SITUATION. LEGAL WORKING GROUP HAS BEEN FORMED IN WHICH US WILL PARTICIPATE TO ATTEMPT TO FORMULATE TEXT FOR PLENARY CONSIDERATION.

F. ARTICLE 30 ON PRIVILEGES AND IMMUNITIES ADOPTED AFTER MANY CLMSE VOTES. FINAL VOTE WAS 28(US)-0-8. (US POSITION SUBJECT SEPTTEL./

G. COMMITTEE AND PLENARY HAVE ACCEPTED THAT 2 MATTERS OF RESERVATIONS AND MAXIMUM CAPITAL CEILING THAT CAN BE VOTED WILL REMAIN UNTIL MOST OTHER MATTERS SETTLED.

H. LIABILITY CLAUSES, 26 OF CONVENTION AND X TER OF OPERATING AGREEMENT PASSED OVER US OBJECTION.

2. COMMITTEE II.
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PAGE 03 LONDON 02876 01 OF 02 241757Z

A. CONTINUED CONSIDERATION OF INITIAL INVESTMENT SHARES THROUGH FULL DAY FEB 20 WITHOUT RESOLVING ISSUE. AD HOC GROUP ESTABLISHED FEB 19 REPORTED 3 LISTS BASED ON VARYING ASSUMPTIONS WHICH WOULD HAVE RAISED INITIAL SHARES INDICATED PREVIOUSLY TO BETWEEN 80 PERCENT AND 99 PERCENT. HOWEVER, EACH OF THESE FORMULAE PROVED UNACCEPTABLE TO SEVERAL DELEGATIONS. US SHARE IN-

DICATED IN THREE LISTS VARIED BETWEEN 15.00 PERCENT
AND 16 PERCENT BUT US DEL AGAIN POINTED OUT US UNWILL-
ING TO GO ABOVE 15 PERCENT FIGURE IT HAD ALREADY PROPOSED
A NEW AD HOC GROUP SET UP AT END OF AFTERNOON SESSION
TO CONSIDER PROCEDURES FOR HANDLING INITIAL SHARE ISSUE
RATHER THAN MATHEMATICS OF SOLUTION ALSO PROVED UN-
SUCCESSFUL IN REACHING BREAK THROUGH ON PROBLEM.

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PAGE 01 LONDON 02876 02 OF 02 241755Z

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UNCLAS SECTION 02 OF 02 LONDON 02876

B. COMMITTEE AGAIN TOOK UP DISCUSSION OF INITIAL SHARES
MORNING OF FEB 23. UK AND JAPANESE INTRODUCED PROPOSALS
ON METHODS TO WORK TOWARD AGREEMENT AND GOAL OF 100 PER-
CENT SUBSCRIPTION FOR INITIAL SHARES. BOTH OF THESE
PROPOSALS FOUND ACCEPTABLE IN PRINCIPLE TO MANY
COMMITTEE II MEMBERS AS BASIS FOR FURTHER WORK. UNDER
JAPANESE PROPOSAL US SHARE WOULD BE 16.00 PERCENT WITH
LOADING FACTOR OF ABOUT 1.052 TO EQUAL ABOUT 16.8 PER-
CENT. UK PROPOSAL WOULD BE BASED ON TRAFFIC PROJECTIONS,
INCREASE IN SHARES TO MAJOR CONTRIBUTORS, VOLUNTARY

ASSUMPTION OF FURTHER INCREASES BY SOME CONTRIBUTORS
AND, IF NECESSARY, APPLICATION OF ACROSS THE BOARD
LOADING FACTOR. DETAILED LISTING BASED ON THIS PRO-
POSAL TO BE PROVIDED BY UK DEL. SEVERAL DELEGATIONS
INDICATED WILLINGNESS TO ACCEPT INCREASES IN SHARES
THEY HAD PREVIOUSLY INDICATED ALONG LINES OF UK OR
JAPANESE PROPOSALS IF OTHERS ALSO WILLING TO DO SO.
US DEL AGREED THAT EACH PROPOSAL PRESENTED BASIS FOR
FURTHER CONSIDERATION OF PROBLEM, BUT NOTED US STILL
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PAGE 02 LONDON 02876 02 OF 02 241755Z

INTENDED TO KEEP ITS INITIAL SHARE AT 15 PERCENT.

C. COMMITTEE II IS TO MEET AFTERNOON FEB 24 TO TRY
AGAIN TO REACH AGREEMENT ON INITIAL SHARES WHICH SEVERAL
SPEAKERS HAVE NOW CHARACTERIZED AS INDISPENSABLE IF
CONFERENCE IS TO REACH SUCCESSFUL CONCLUSION.

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: COMMITTEE MEETINGS, MEETING REPORTS, COMMUNICATION SATELLITES
Control Number: n/a
Copy: SINGLE
Draft Date: 24 FEB 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976LONDON02876
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760069-0238
From: LONDON
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760220/aaaaaqvw.tel
Line Count: 192
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 76 LONDON 2777
Review Action: RELEASED, APPROVED
Review Authority: castelsl
Review Comment: n/a
Review Content Flags:
Review Date: 13 JUL 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <13 JUL 2004 by schwenja>; APPROVED <26 AUG 2004 by castelsl>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: INMARSAT CONFERENCE, SECOND SESSION: DAY 10
TAGS: PORG, ETEL, IMCO, INMARSAT
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006